



NATIONAL CABLE & TELECOMMUNICATIONS ASSOCIATION

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February 28, 2003

EX PARTE

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: MB Docket No. 02-52

Dear Ms. Dortch:

On February 24, 2003, Daniel L. Brenner and Michael S. Schooler met with Jonathan Cody, Special Policy Advisor to the Chairman. We discussed issues and arguments raised in NCTA's comments and ex parte letters in the above-referenced proceeding. In particular, we discussed the reasons why the Commission should not regulate the provision of cable modem service even if it had jurisdiction to do so (which it does not).

Respectfully submitted,

/s/ Michael S. Schooler

Michael S. Schooler